

MAIL STOP AF

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

**MARTEL, Stephane**Serial No: **09/964,472**Filed: **September 28, 2001,**

Art Unit: 2812

Examiner: **LATTIN, Christopher W**

Agent's Docket no. 11759

September 16, 2003

For: **METHOD OF MAKING HIGH-VOLTAGE BIPOLAR/CMOS/DMOS (BCD)**  
**DEVICES**

Honorable Commissioner of Patent and Trademarks  
Alexandria, Virginia 22313-1450

**RESPONSE TO OFFICE ACTION MAILED JUNE 17, 2003**

Sir:

In response to the office action mailed June 17, 2003, the applicant notes that there is an ambiguity as to whether the office action was intended to be final or not. The official "Office Action Summary" mailed with the Office Action states that the action is "non final" whereas the "conclusion" section of the office action states that the action is "final".

For the reasons more fully set forth in the "Remarks" section below, the applicants believe that a final action cannot possibly be consistent with MPEP 706.07(a). The applicants are therefore treating this action as non final consistent with the indication in the official Office Action Summary (The applicants have nevertheless forwarded this

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response to mail stop AF in view of the possible doubt as to its finality). To the extent that this action was intended to be final, the applicants respectfully request that the finality be withdrawn for the reasons more fully set forth in the "remarks" section below.

In further response to the aforementioned office action, the applicants respectfully submit the following amendments and remarks: